

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO

UNITED FIRE AND CASUALTY COMPANY,  
an Iowa corporation,

Plaintiff,

v.

Civil Action No. 1:17-cv-1108 KG/JHR

CASKEY DRYWALL NM LLC, a Texas limited  
Liability company; CENTEX CONSTRUCTION OF  
NEW MEXICO, LLC, a Delaware limited liability  
company; CENTEX HOMES, a Nevada general  
partnership; CENTEX REAL ESTATE CORPORATION,  
a Nevada corporation; PULTE DEVELOPMENT  
NEW MEXICO, INC., a Michigan corporation;  
THE PRESIDIO CONDOMINIUM ASSOCIATION,  
INC., a New Mexico nonprofit corporation; and  
THE PRESIDIO HOMEOWNER ASSOCIATION, INC.,  
a New Mexico nonprofit corporation,

Defendants.

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CENTEX HOMES, a Nevada general partnership;  
CENTEX CONSTRUCTION OF NEW MEXICO,  
LLC, a Delaware limited liability company; CENTEX  
REAL ESTATE CORPORATION, a Nevada  
corporation; and PULTE DEVELOPMENT NEW  
MEXICO, INC., a Michigan corporation,

Counter-Claimants,

v.

UNITED FIRE AND CASUALTY COMPANY,  
an Iowa corporation,

Counter-Defendant.


ORDER GRANTING JOINT MOTION FOR DISMISSAL  
OF CLAIMS AND COUNTERCLAIMS

This matter comes before the Court on the joint motion of Plaintiff and Counter-Defendant United Fire and Casualty Company (“United Fire”), Defendants and Counter-Claimants Centex Homes, Centex Construction of New Mexico, LLC, Centex Real Estate Corporation, and Pulte Development New Mexico, Inc. (individually and collectively “Centex”), and Defendants The Presidio Condominium Association, Inc. and The Presidio Homeowner Association, Inc. (individually and collectively “Presidio”), for dismissal of claims and counterclaims in this case. The parties represent they have entered a settlement agreement that resolves the matters at issue in this case. Accordingly, the Court finds that the Motion should be granted.

IT IS THEREFORE ORDERED that the claims and counterclaims in this case are dismissed as follows:

(1) All claims and counterclaims that were or could have been brought by United Fire and Casualty Company, Centex Homes, Centex Construction of New Mexico, LLC, Centex Real Estate Corporation, and Pulte Development New Mexico, Inc., related to the subject matter of this suit, are dismissed with prejudice, with the parties to bear their own attorneys’ fees and costs; and

(2) All claims by United Fire and Casualty Company against The Presidio Condominium Association, Inc. and The Presidio Homeowner Association, Inc. are dismissed without prejudice, with the parties to bear their own attorneys’ fees and costs.



UNITED STATES DISTRICT JUDGE

*Approved by:*

/s/ M. Eliza Stewart

MADISON, MROZ, STEINMAN &  
DEKLEVA, P.A.

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Approved via Email dated 1/14/19

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*Counsel for Centex Construction of New Mexico, LLC,  
Centex Homes, Centex Real Estate Corporation, and  
Pulte Development New Mexico, Inc.*

Approved via Email dated 1/15/19

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and The Presidio Homeowner Association, Inc.*